

On October 7, 2021, Defendant Hewlett Packard Enterprise Company (“Defendant”) filed its Motion to Dismiss for Lack of Subject Matter Jurisdiction Pursuant to Federal Rule of Civil Procedure 12(b)(1) (“Motion”) (Dkt. No. 59). Accordingly, the deadline to file Defendant’s Reply in support of its Motion was October 28, 2021. Defendant files this unopposed motion for a one-day extension of time to file its Reply on October 29, 2021.

Counsel for Defendant has conferred with counsel for Plaintiff prior to filing this motion and Plaintiff does not oppose this extension. Defendant therefore respectfully requests that the Court enter an order and extend the deadline for Defendant to file its Reply in support of its Motion to October 29, 2021.

Date: October 29, 2021

Respectfully submitted,

By: /s/ Barry K. Shelton

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COUNSEL FOR DEFENDANT

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CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this filing via the Court's CM/ECF system per Local Rule CV-5(a) on October 29, 2021.

/s/ Barry K. Shelton

Barry K. Shelton